IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE A.K.BASHEER

FRIDAY, THE 3RD AUGUST 2007 / 12TH SRAVANA 1929

WP(C).No. 23088 of 2007(W)

PETITIONER:

ALL SAINTS' COLLEGE,
THIRUVANANTHAPURAM - 695007
REPRESENTED BY SR. EDVIGES FREITAS.

BY ADV. SRI.V.M.KURIAN
SRI.MATHEW B. KURIAN
SRI.K.T.THOMAS

RESPONDENTS:
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1. THE GOVERNMENT OF KERALA, REPRESENTED BY THE PRINCIPAL SECRETARY TO GOVERNMENT, HIGHER EDUCATION DEPARTMENT, THIRUVANANTHAPURAM.

2. THE REGISTRAR, UNIVERSITY OF KERALA, THIRUVANANTHAPURAM.

3. THE DEPUTY DIRECTOR OF COLLEGIATE EDUCATION, KOLLAM.

BY GOVT.PLEADER SMT.SUDHA.
SC KERALA UNIVERSITY.SRI.M.RAJAGOPALAN NAIR.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 03/08/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

A.K. Basheer, J.

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W.P(C) No. 23088 of 2007

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Dated this the 3rd day of August, 2007.

J U D G M E N T

Petitioner is stated to be the manager of an aided college which also claims minority status. Ext.P1 shows that the Government has in fact declared it as a minority institution, as contended by the petitioner.

2. Grievance of the petitioner is that the appointment of Dr.Mabil.P.S, Selection Grade Lecturer in Commerce in the college as Principal is not being approved by the University. Ext.P7 order issued by the University shows that it has approved the appointment of Dr.Mabil as Drawing and Disbursing Officer for a period of 3 months with effect from July 2, 2002. As regards the approval of his appointment as Principal, Ext.P7 is silent.

3. Learned Standing Counsel after getting instructions submits that no decision on the request made by the petitioner as regards the appointment of Dr.Mabil as Principal could be taken since all necessary documents and particulars were not furnished by the petitioner. Learned counsel for the petitioner submits that no such communication has in fact been received from the University so far. The University shall ensure that a communication directing the petitioner to produce necessary documents shall be issued within one week from the date of receipt of a copy of this judgment.

4. Petitioner shall forward all necessary documents to the University within one week from the date of receipt of such communication, in which event the University shall take a decision on the proposal for approval of appointment of Dr.Mabil as

Principal within six weeks from the date of receipt of the details called for. In the meanwhile, salary bills for the teaching and non-teaching staff that may be presented by Dr.Mabil shall be countersigned by respondent No.3 for the months of July, August and September 2007.

Writ Petition is disposed of in the above terms.

A.K. Basheer
Judge.

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